

REGULAR MEETING OF THE BOARD OF COMMISSIONERS
CITY OF FRANKFORT, KENTUCKY

APRIL 19, 2004
5:00 P.M. (EST)

PRESENT: Commissioner Lynn Bowers
Commissioner Tracey Turner Thurman
Commissioner Andrew S. Layson
Commissioner Robert Roach
Mayor William I. May, Jr. (5)
ABSENT: None (0)

Invocation given by Mayor May.

Following roll call, it was moved by Commissioner Layson, seconded by Commissioner Bowers, that the minutes of the April 5, 2004 Work Session be amended concerning the Architectural Design Group (ADG) presentation for Police/Fire Administration/Emergency Operations Center/ E-911 Dispatch Facilities to reflect that the Phase I scope of services ADG had been contracted to do was not completed at the presentation, with ADG to provide additional information regarding other sides as detailed in the scope, as brought up by Commissioner Layson during the presentation. The question was put upon the motion and unanimously adopted. It was moved by Commissioner Bowers, seconded by Commissioner Roach, that the reading of the minutes of March 15, 2004 Regular Meeting, April 5, 2004 Work Session as amended, and April 5, 2004 Special Meeting be dispensed with and approved. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Thurman, Layson, Roach and Mayor May (5). Voting against the motion were none (0). The motion was thereupon adopted.

Mayor's Report

- § The month of April is designated as Child Abuse Awareness & Prevention Month; Mayor and County Judge-Executive each issued proclamations;
- § Regional economic development meeting was attended by Mayor, Commissioners Roach and Layson, and City Manager, along with members of surrounding cities and counties concerning economic development issues;
- § General Assembly completed its session.

Ordinances

"AN ORDINANCE AMENDING FRANKFORT-FRANKLIN COUNTY ZONING DISTRICT REGULATIONS, ARTICLE 13, SIGN REGULATIONS" was presented and read. Planning Director reviewed major changes in the proposed ordinance.

"AN ORDINANCE REPEALING ORDINANCE NO. 12, 1994 SERIES, RELATING TO PERSONNEL POLICY NO. XIX, ON-THE-JOB INJURY AND ILLNESS BENEFITS, KRS 342" was presented and read.

Orders

"AN ORDER AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH THE COMMONWEALTH OF KENTUCKY, TRANSPORTATION CABINET, DEPARTMENT OF HIGHWAYS, PROVIDING FOR THE DEPARTMENT OF HIGHWAYS TO REIMBURSE UP TO \$14,000 FOR CONSTRUCTION OF A TURNING LANE FOR COVE SPRING PARK" was presented. It was moved by Commissioner Roach, seconded by Commissioner Bowers, that the order be adopted. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Thurman, Layson, Roach and Mayor May (5). Voting against the motion were none (0). The motion was thereupon adopted. (Order No. 9, 2004 Series)

"AN ORDER RENAMING MADISON ALLEY AS CATFISH ALLEY" was presented. It was moved by Commissioner Bowers, seconded by Commissioner Layson, that the order be adopted. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Thurman, Layson, Roach and Mayor May (5). Voting against the motion were none (0). The motion was thereupon adopted. (Order No. 10, 2004 Series)

"AN ORDER RELATING TO A LICENSE AGREEMENT BETWEEN THE CITY OF FRANKFORT AND THE MILITARY ORDER OF THE PURPLE HEART" was presented. Following discussion reference location of monument and monument having already been installed, It was moved by Commissioner Bowers, seconded by Commissioner Thurman, that the order be adopted. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Thurman, Layson and Mayor May (4). Voting against the motion was Commissioner Roach (1). The motion was thereupon adopted. (Order No. 11, 2004 Series) Dave Price provided remarks on behalf of Military Order of the Purple Heart.

"AN ORDER AMENDING CITY OF FRANKFORT PERSONNEL POLICIES AND PROCEDURES, SECTION II EMPLOYMENT PROCESS AND SECTION III CONDITIONS OF EMPLOYMENT" was presented. It was moved by Commissioner Bowers, seconded by Commissioner Layson, that the order be adopted. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Thurman, Layson, Roach and Mayor May (5). Voting against the motion were none (0). The motion was thereupon adopted. (Order No. 12, 2004 Series)

"AN ORDER ADOPTING THE ON-THE-JOB INJURY AND ILLNESS BENEFITS" was presented. It was moved by Commissioner Thurman, seconded by Commissioner Bowers, that the order be adopted. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Thurman, Layson, Roach and Mayor May (5). Voting against the motion were none (0). The motion was thereupon adopted. (Order No. 13, 2004 Series)

Resolution

"RESOLUTION FORMING THE STORMWATER PHASE 2 ADVISORY COMMITTEE FOR THE CITY OF FRANKFORT, KENTUCKY" was presented. It was moved by Commissioner Layson, seconded by Commissioner Thurman, that the resolution be amended for City members to consist of one representative from Downtown Frankfort, Inc. or Frankfort Area Chamber of Commerce (Item 2, f); and one representative from an active City Neighborhood Association (Item 2, g). The question was put upon the motion and adopted by voice vote. It was moved by Commissioner Layson, seconded by Commissioner Thurman, that the resolution be adopted as amended. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Thurman, Layson, Roach and Mayor May (5). Voting against the motion were none (0). The motion was thereupon adopted. (Resolution No. 3, 2004 Series)

Consent Calendar

The following miscellaneous and personnel items were presented:

- 6.1 Authorization for purchase of eleven (11) in-car video systems from International Police Technologies, Inc. under Kentucky State Price Contract No. M-01157789, at the contract price of \$3,105 per unit for a total purchase price of \$34,155, with funding from equipment account 100.43.56550 (Police Department);
- 6.2 Bid award for two year contract for emergency medical supplies to Bound Tree Medical, LLC at the price bid per item, Bound Tree Medical having submitted the best bid, quoting a bid price on all items specified and offering the lowest pricing (three bids having been rejected for failing to bid on all items specified), with funding from fire account 100.41.54365 (Fire Department);
- 6.3 Bid award for two year contract for emergency medical pharmaceuticals to Sun Belt Medical/Emergi-Source at the price bid per item, with Sun Belt Medical/Emergi-Source offering the better price on 56 of the 62 items bid, with funding from fire account 100.41.54335 (Fire Department);
- 6.4 Bid award for two year contract for protective clothing to First In Rescue Equipment, Inc., the best bid containing only two exceptions to the specifications, meeting 96.5% of the requirements specified (low bidder failed to meet specifications by taking 21 exceptions, offered a lighter weight material than that specified and not providing certification or blood borne pathogen resistance as required, meeting only 59.6% of the requirements specified), with funding from equipment accounts 100.41.56550 and 100.42.56550 (Fire Department);
- 6.5 Bid award for pool chemicals for 2004 swimming season to Swim Pro Supply for calcium hypo tablets at the price of \$1.68 pound, determined to be the best bid after receiving notification from Kentucky Division of Public Health Protection and Safety that to meet NSF certification, PPG chlorine tablets must be used that match the circulation feeder used by Parks & Recreation; to Ulrich Chemical, low bidder, for 55 gallon drum of 20 Deg. Muriatic Acid at the price of \$101.25 per drum; to Ulrich Chemical for 15 gallon drum of

20 Deg. Muriatic Acid at price of \$31 per drum, best bid due to inability of low bidder to properly dilute the acid to the concentration specified; and to Spear Corporation for cynauric acid at the price of \$39.20 per drum; anticipated cost for chemicals at \$9,792 to \$12,892, with funding from swimming pools Division 82 (Parks and Recreation);

- 6.6 Authorization to enter professional services contract with Larry T. Williams, CPA, in amount of \$24,500 to perform the 2003-04 audit for the City of Frankfort, Mr. Williams having submitted the lowest price quote, with funding from accounts 100.10.53220 and 200.68.53220 (Finance Department);
- 6.7 Authorization to enter into lease agreement with Ratliff Rentals to provide storage facility located at 102 Regan Avenue for fire vehicles, lease agreement for term of three years beginning on May 1, 2004, at \$800 per month, lease may be terminated at any time with 30-day written notice, with funding from fire account 100.42.53265 (Fire Department);
- 6.8 Changer Order No. 1 with Meyer Midwest on press box/concession stand project at Capitol view Park, change order adding two windows and metal folding cover, in amount of \$2,500, increasing total contract from \$34,800 to \$37,300, with funding from account 100.90.53295 (Parks and Recreation);
- 6.9 Authorization to enter sewer extension contract for Bluegrass Community Action Agency at 111 Professional Court in Franklin County (Sewer Department);
- 6.10 Authorization to enter sewer extension contract with Church Trustees for Buck Run Baptist Church to make service available for its U.S. 421 site in Franklin County (Sewer Department);
- 6.11 Authorization to solicit request for proposals for professional architectural services for 317-325 Ann Street (Parks and Recreation);
- 6.12 Authorization to declare computer equipment and printers as surplus for disposal by auction (City Manager's Office);
- 6.13 Personnel

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Appointment of Brandon D. Womack to position of Firefighter effective April 27, 2004 (Fire Department);

§ Appointment of Bryan J. Ruble to position of Maintenance Worker effective April 20, 2004 (Public Works Department);

§ Reclassification of Sylvester D. Willard to position of Field Inspector from position of Collection System Maintenance I effective April 20, 2004 (Sewer Department);

§ Reclassification of Mark S. Pardi and J. B. Satterwhite to position of Collection System Maintenance 2 from position of Collection System Maintenance I effective April 20, 2004 (Sewer Department);

§ Confirmation of Kehl E. Hilbert to position of Firefighter effective May 6, 2004 (Fire Department);

§ Reassignment of Lieutenant Louis McCain from Training Officer position to crew effective April 26, 2004 (Fire Department);

It was moved by Commissioner Thurman, seconded by Commissioner Bowers, that all of the above listed miscellaneous and personnel items be approved. Commissioner Roach stated his vote in opposition to lease agreement for storage facility for fire vehicles with Ratliff Rentals. All members being present and no objection having been filed with the City Clerk, the motion was thereupon adopted by general consent.

Board Appointments

Upon recommendation of Mayor May, it was moved by Commissioner Thurman, seconded by Commissioner Bowers, that Randy Bacon and Rodney T. Gross, III be reappointed to the Board of Park Commissioners for terms to expire May 1, 2008; that Kathy Carter be reappointed to the Code Enforcement Board for a term to expire March 22, 2007; and that Matt Wagoner, 543 Poa Drive, be appointed to the Forestry Advisory Board for a term to expire May 8, 2005, replacing Rose Gale Hardy whose term has expired. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Thurman, Layson, Roach and Mayor May (5). Voting against the motion were none (0). The motion was thereupon adopted.

Old Business

"AN ORDER RELATING TO THE PROBLEM RESOLUTION COMPLAINT OF STEVEN LECOMPTTE" was presented and read. It was moved by Commissioner Roach, seconded by Commissioner Layson, that the order be adopted. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Thurman, Layson and Roach (4). Voting against the motion was Mayor May (1). The motion was thereupon adopted. (Order No. 14, 2004 Series)

New Business

It was moved by Commissioner Layson, seconded by Commissioner Thurman, that a contract be entered with Bluegrass Regional Recycling Center (BRRC) to provide glass recycling services for a one-year period beginning on April 27, 2004, at a price of \$21/ton with funding from sanitation account 100.65.53295, agreement to automatically renew for successive one-year periods unless terminated by either party. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Thurman, Layson, Roach and Mayor May (5). Voting against the motion were none (0). The motion was thereupon adopted.

Following review by Public Works Director, it was moved by Commissioner Layson, seconded by Commissioner Roach, that a contract be entered with Brown-Ferris Industries (BFI) for providing glass transportation services to the BRRC recycling center in Richmond, Kentucky for a one-year period beginning on April 20, 2004, at \$205 trip, (BFI submitting the lowest price quote of \$2,050 for an estimated 100 tons of recycled glass), with funding from sanitation account 100.65.53295, agreement to automatically renew for successive one-year periods unless terminated by either party. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Thurman, Layson, Roach and Mayor May (5). Voting against the motion were none (0). The motion was thereupon adopted.

Citizen Comments

- § Anne Gibbs suggested policy reference installing and placement of monuments in Juniper Hill Park be adopted; Board should determine areas to be represented on the various committees prior to staff recommending names; work on change order for press box/concession stand at Capitol View Park should have been included in contract when awarded; inquired when glass recycling services start.
- § Diana Looney thanked Board for reinstating glass recycling; noted traffic continues to be an issue in Collins Lane neighborhood.

Commissioner Comments

- § Commissioner Bowers thanked Margaret O'Donnell and other citizens for interest in glass recycling services; recognized three Sewer Department employees for letter of appreciation received by Board from citizen.
- § Commissioner Thurman recently participated in both State and City Arbor Day activities; recognized Andrew Cammack for the work he is doing as City Arborist; recognized Forestry Advisory Board for its work; and recognized Parks & Recreation staff and sponsors of annual Easter Egg Hunt.
- § Commissioner Layson expressed appreciation to all City staff for work performed.

There being no objection, the meeting recessed to closed session upon motion by Commissioner Roach, seconded by Commissioner Layson, in accordance with KRS 61.810 (1), (b), (c), (f), to discuss property, litigation and personnel.

Regular meeting resumed at 6:51 p.m. with all members present.

"AN ORDER AUTHORIZING A MANAGEMENT AGREEMENT FOR JUNIPER HILL GOLF COURSE" was presented and read. It was moved by Commissioner Layson, seconded by Commissioner Bowers, that the order be adopted, and that Kirk Schooley be appointed as Golf Pro effective May 1, 2004. The question was put upon the motion and the roll called. Those voting in favor of the motion were Commissioners Bowers, Thurman, Layson, Roach and Mayor May (5). Voting against the motion were none (0). The motion was thereupon adopted. (Order No. 15, 2004 Series)

There being no objection, meeting adjourned upon motion by Commissioner Thurman, seconded by Commissioner Layson.

MAYOR

ATTEST:

CITY CLERK
